



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
Washington, D.C. 20460

OFFICE OF  
GENERAL COUNSEL

**MEMORANDUM**

**SUBJECT:** Approval of Outside Activity

**FROM:** Justina Fugh  
Alternate Designated Agency Ethics Official

**TO:** Cynthia Giles  
Senior Advisor  
Office of Air and Radiation

I have received your request to speak to radio shows and podcasters about your book, *Next Generation Compliance: Environmental Regulation for the Modern Era*, published by Oxford University Press. You will not be compensated for any of these interviews. Rather than ask you to submit individual requests in advance of each opportunity, we suggested that you provide a list of various potential interviewers for our review. Please note that, while most of the opportunities involve non-federal entities, you also included one federal government entity, the Voice of America, that is owned and operated by the U.S. Agency for Global Media.

Based on the information you have provided in your request and my review of the list of potential interviewers and podcasters, I am approving your request to speak about your book, but only to non-federal entities such as the ones included on your list. If you receive a request to speak with Voice of America or another federal agency, then please submit that request separately so that we can consider any possible ethics implications.

I have set forth below a reminder about several ethics principles:

**REPRESENTATIONAL CONFLICT OF INTEREST**

You are generally prohibited by a criminal law from representing another entity back to the federal government in any matter in which the United States is a party or has a direct and substantial interest. See 18 U.S.C. § 205. You are reminded to consult with an ethics official before, for example, attending any meeting at which a federal employee is presenting or speaking in official capacity.

## MISUSE OF POSITION

In addition to not using EPA time or resources in connection with this outside activity, do not refer solely to your EPA position or title. Instead, if you mention your current affiliation with EPA, then you must also include other significant biographical details (at least two others) with EPA not having any undue prominence. See 5 CFR § 2635.807(b).

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As always, if you have any questions, please feel free to contact Shannon Griffo ([griffo.shannon@epa.gov](mailto:griffo.shannon@epa.gov)) or me ([fugh.justina@epa.gov](mailto:fugh.justina@epa.gov)).